



Mildura Rural City Council

# **MINUTES**

## **Special Meeting of Council**

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**5:30pm Thursday 19 November 2020**

### **VENUE:**

**Committee & Council Room  
76 Deakin Ave, Mildura**

### **NEXT ORDINARY MEETING OF COUNCIL**

**5:30pm Wednesday 16 December 2020**

Copies of Mildura Rural City Council's Agendas & Minutes  
can be obtained online at [www.mildura.vic.gov.au](http://www.mildura.vic.gov.au)

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**SARAH PHILPOTT**

**CHIEF EXECUTIVE OFFICER**

## 1 PRAYER AND ACKNOWLEDGEMENT OF COUNTRY

The Chief Executive Officer read the Council prayer and paid respects to the traditional land owners.

## 2 OPENING AND WELCOME

In accordance with the *Local Government Act 2020*, the Chief Executive Officer acted as Chairperson until a Mayor was elected.

The Chief Executive Officer welcomed and congratulated the nine elected Councillors, and welcomed members of the public viewing the live stream online.

## 3 PRESENT

### Councillors

Cr Ian Arney  
Cr Stefano De Pieri  
Cr Mark Eckel  
Cr Helen Healy  
Cr Glenn Milne  
Cr Jason Modica  
Cr Cyndi Power  
Cr Jodi Reynolds  
Cr Liam Wood

### Officers

Sarah Philpott  
Richard Sexton

Chief Executive Officer  
Manager Corporate Administration

## 4 APOLOGIES AND ABSENCES

Nil

## 5 MANAGEMENT REPORTS

### 5.1 DECLARATIONS OF OATH AND AFFIRMATION

#### Summary

In accordance with section 30 of the *Local Government Act 2020*, a person elected to be a Councillor is not capable of acting as a Councillor until the person has taken the oath or affirmation of office.

The Chief Executive Officer welcomed each Councillor to either take the oath or make an affirmation. Councillors were called forward in alphabetical order.

#### Oath

*"I, [insert full name], swear by Almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community. I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct. I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."*

#### Affirmation

*I, [insert full name], solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community. I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct. I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."*

The oaths and affirmations were signed before the Chief Executive Officer and are recorded in the minutes of this meeting.



## Mildura Rural City Council

**OATH OF OFFICE**

"I, Ian Arney, swear by Almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name                      Ian Arney

Signed

Dated

19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott

Chief Executive Officer



## Mildura Rural City Council

**AFFIRMATION OF OFFICE**

"I, Stefano De Pieri, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name Stefano De Pieri

Signed

Dated

19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott

Chief Executive Officer



## Mildura Rural City Council

**OATH OF OFFICE**

"I, Mark Eckel, swear by Almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name Mark Eckel

Signed

Dated 19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott  
Chief Executive Officer



## Mildura Rural City Council

**AFFIRMATION OF OFFICE**

"I, Helen Healy, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name Helen Healy

Signed

Dated

19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott

Chief Executive Officer





## Mildura Rural City Council

**OATH OF OFFICE**

"I, Glenn Milne, swear by Almighty God that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name Glenn Milne

Signed

Dated

19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott

Chief Executive Officer



## Mildura Rural City Council

**AFFIRMATION OF OFFICE**

"I, Jason Modica, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name Jason Modica

Signed

Dated

19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott

Chief Executive Officer



## Mildura Rural City Council

**AFFIRMATION OF OFFICE**

"I, Cynthia Power, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name Cynthia Power

Signed

Dated

19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott

Chief Executive Officer



## Mildura Rural City Council

**AFFIRMATION OF OFFICE**

"I, Jodi Reynolds, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name Jodi Reynolds

Signed

Dated

19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott

Chief Executive Officer



## Mildura Rural City Council

**AFFIRMATION OF OFFICE**

"I, Liam Wood, solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the municipal community.

I will abide by the Councillor Code of Conduct and uphold the standards of conduct set out in the Councillor Code of Conduct.

I will faithfully and impartially carry out and exercise the functions, powers, authorities and discretions vested in me under the **Local Government Act 2020** and any other Act to the best of my skill and judgement."

Full Name                      Liam Wood

Signed

Dated                              19<sup>th</sup> Day of November 2020

Taken before me

Sarah Philpott  
Chief Executive Officer

## 5.2 ELECTION OF MAYOR

### Summary

The purpose of this report is to undertake the process for the election of the Mayor in accordance with section 25 of the *Local Government Act 2020* (the Act).

2020/0216

**Moved:** Cr Glenn Milne  
**Seconded:** Cr Jason Modica

**That Council elect a Mayor for a 1 year term.**

**CARRIED**

The Chief Executive Officer called for nominations for the position of Mayor.

**Cr Mark Eckel moved and Cr Helen Healy seconded that Cr Jason Modica be nominated for Mayor for the ensuing year.**

**Cr Ian Arney moved and Cr Glenn Milne seconded that Cr Glenn Milne be nominated for Mayor for the ensuing year.**

**The Chief Executive Officer called for the vote, having received an absolute majority, Cr Jason Modica was declared Mayor.**

At this point, the Mayor, Cr Jason Modica took the chair and undertook the duties of Chairperson.

The Mayor, Cr Jason Modica made a ceremonial speech.

## 5.3 ELECTION OF DEPUTY MAYOR

### Summary

The purpose of this report is to elect the position of Deputy Mayor to act as Chairperson and spokesperson in the Mayor's absence.

2020/0217

**Moved:** Cr Cyndi Power  
**Seconded:** Cr Jodi Reynolds

**That Council:**

- (i) appoint a Deputy Mayor, for the Mayoral term, to act as Chairperson and spokesperson in the Mayor's absence; and
- (ii) note that until such time as a determination is made by the Victorian Independent Remuneration Tribunal, no additional allowance shall be paid for the position of Deputy Mayor; and
- (iii) following a determination made by the Victorian Independent Remuneration Tribunal to establish an allowance for the Deputy Mayor, this allowance will then be paid to the Deputy Mayor.

**CARRIED**

The Mayor called for nominations for the position of Deputy Mayor.

**Cr Cyndi Power moved and Cr Jodi Reynolds seconded that Cr Helen Healy be nominated for Deputy Mayor for the ensuing year.**

**Cr Ian Arney moved and Cr Glenn Milne seconded that Cr Glenn Milne be nominated for Deputy Mayor for the ensuing year.**

**The Mayor called for the vote, having received an absolute majority, Cr Helen Healy was declared Deputy Mayor.**

The Deputy Mayor, Cr Helen Healy made a ceremonial speech.

**6 URGENT BUSINESS**

Nil

**7 CLOSURE**

There being no further business the meeting closed at 6:03pm.

**Date of Confirmation: 16 December 2020**

**Signed:** \_\_\_\_\_  
**Chairperson**

